1950-51 **File No.** 663/48
III

B CLASS P.W. **DEPARTMENT**
E **BRANCH** I

Subject:— Age limit, Domicile.
Educational qualification etc.
Subordinate Govt. Servants (II)
Relaxation of —

V

B/K/1951

File No. 663/48 III E(I)

Ltd. Scott. Slip. 24 A

G.R., G.D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. 663/48 III

P.W. **DEPT.**

E I **BRANCH.**

References :—

Date.	To whom sent.	Notes and instructions.

For further orders pl. see G.C., P & S.D.,No.2735/46, dt. the 28.12.50 (2748/48/8383).

For further orders please see G.C., F.D., No. 7983/33, dt. the 12-3-1951 (663/48(2)/29768).

Non-qualified and overage persons:
Appointment of - in Government service.

GOVERNMENT OF BOMBAY.

FINANCE DEPARTMENT.

Circular No.7983/33.

Bombay Castle, 26th September 1950.

It has come to the notice of Government that in several Government offices persons who are not qualified (i.e., non-matriculates) or who were not within the prescribed age limit at the time of recruitment, still continue in service. This is objectionable, unless Government's approval to such appointments has been specifically obtained (as, for example in the case of persons appointed during the last war on a purely temporary basis, under Government Resolution, Political and Services Department, No. 1891/34, dated 16th November 1943). If such approval has not been obtained, the non-qualified or overage persons concerned should be retrenched before other qualified persons and persons who were within the age limit at the time of recruitment are tretenched. If, however, the services of any of the former are found to be absolutely essential and cannot be dispensed with immediately, the cases of such persons, with justification for retaining them and the period for which they are proposed to be continued in service, should be reported in the form of the accompanying statement to Government in the Administrative Department of the Secretariat concerned and a copy of the statement forwarded to Officer on Special Duty (Retrenchment). The Administrative Departments should pass orders on the reports received by them in consultation with the Finance Department.

By order of the Governor of Bombay,
K.P. MATHRANI,
Officer on Special Duty (Retrenchment).

To

The Accountant General, Bombay,

The Secretary to the Governor,

*The Registrar, High Court, Appellate Side, Bombay,

*The Prothonotary and Senior Master, High Court, Bombay,

The Secretary to the Honourable the Chief Minister,

All Heads of Offices under the several Departments of the Secretariat,

All Departments of the Secretariat.

*By letter.

No. of 1950.

Copy forwarded for information and guidance to

No. 7513 of 1950.

Office of the Superintending Engineer,
South Gujarat Circle, P.W.D., Baroda,
Dated, the 27th October 1950.

To

The Secretary to Government,

Public Works Department.

Bombay.

Subject:- Non-qualified and overage persons appointment in Government service.

Reference:-G.C., P.D.No. 7983/33 dated 26-9-50.

Government has issued orders that non-qualified and overage persons should be retrenched before other qualified persons and ppersons who are within the age limit at the time of recruitment, are retrenched. In this connect-ion it may be stated that there are a number of non-qualified and overage persons of the merged states who are absorbed in the Bombay service. Some of them were overage on their first appointment in the State service. Instructions are solicited whether the orders issued in the above Circular may be made applicable to such State servants also.

2/- Early reply is solicited to enable this office to treat state servants accordingly.

Sd.

Superintending Enginser,
South Gujarat Circle, Baroda.

Id/-
26-10-

Through

The Chief Engineer, P.W.D., Bombay, with compliments.

663/48/89022.

P.W.D.

E.B. (I)

The SE, S.G.C. requests whether the orders issued in G.C., F.D., No. 7983/33, dated the 26-9-50, may be made applicable to the state servants also, who are absorbed in Bombay service. From the F.D. Cir. within, it is not clear whether these orders are applicable to the state servants. It seems, however, that they are not applicable to the state servants. The F.D. may be requested u.o. to offer remarks in the first instance.

Thro' E.B. (II)

Id/-
1-11-50.

U.O.R. to the F.D., dated 3-11-50.

Finance Deptt.
Rr.

It has been decided on other papers that the directive to remove from Govt. service unqualified or overage persons in preference to others, is not applicable to Govt. servants from the merged states absorbed in Bombay Govt. service. The P.W.D. may be informed accordingly.

Id/-
13-xi-50

Id/-
14-11-50.

U.O.R. to P.W.D. dt. 14-11-50

663/48/94172

E. B. (I).

P.W.D.

In view of the F.D. note within the draft put up may issue, if approved.

Thro' E.B. (II).

Id/-
23-11-50

Id/-
23-xi-50.

Copy of letter No. 7513, dated the 27th October 1950, form the Superintending Engineer, South Gujarat Circle, addressed to the Secretary to the Government of Bombay, Public Works Department and forwarded through the Chief Engineer, Public Works Department. Subject :- Non-qualified and overage persons. Appointment in Government service.

"Government has issued orders that non-qualified and overage persons should be retrenched before other qualified persons and persons who are within the age limit at the time of recruitment, are retrenched. In this connection it may be stated that there are a number of non-qualified and overage persons of the merged States who are absorbed in the Bombay service. Some of them were overage on their first appointment in the State service. Instructions are solicited whether the orders issued in the above Circular may be made applicable to such State servants also.

2. Early reply is solicited to enable this office to treat State servants accordingly."

True Copy,

P.R.Vaz.
Superintendent,
Public Works Department Secretariat.

Id/-
24/11/50.

*Reference :- Government Circular, Finance Department, No.7983/33, dated 28th September 1950.

Letter.

No. 663/4 8-E(I). Public Works Department,
Bombay Castle (Bombay No.1),
24th November 1950.

To

The Superintending Engineer,
South Gujarat Circle,

Subject :- Non-qualified and overage persons:
Appointment of - in Government service.

Reference: Your letter No. 7513, dated the 27th October 1950.

2. The orders issued in Government Circular, Finance Department, No. 7983/33, dated the 26th September 1950, on the above subject, are not applicable to Government servants from the merged States absorbed in the Bombay Government service.

By order of the Governor of Bombay

Id.25.11.50

(D.N.Daruwala,)

Assistant Secretary to the Government of Bombay, Public Works Department.

D.A:-Nil.

Copy, with a copy of the letter referred to, forwarded to -

the Electrical Commissioner with the Government of Bombay,
all other Superintending Engineers of Circles,
the Public Health Engineer to Government,
the Electrical Engineer to Government,
the Architect to Government
the Director, Development Department Chawls,

for information and guidance.

Issued Id/-
28/11.

7

No. G. 55/10123 of 1950.

P.W.D. Offices, Churchgate Street,
Fort, Bombay (1) 14th November 1950.

To

The Secretary to Government,
Public Works Department, Bombay.

Sub:- Non-qualified and overage persons in Government service.

Reference: Government Circular, Finance Department, No. 7985/33 dated the 26th September 1950.

2. No such persons ~~are~~ as mentioned in the Government Circular, referred to above, are in the services of the Electrical Department.

Id.
Electrical Engineer to Govt.

Copy forwarded, with compliments, to the Officer on Special Duty (Retrenchment), Finance Department, Bombay, for information.

663/48/93957.

P.W.D.

E.E. (I).

Submitted for information.

Record.

Id/-
30/11/50

Id/-
30/11/50

S.A.S.

LETTER.

From,

The Superintending Engineer,
Southern Circle, BELGAUM.

To

The Secretary to Government,
Public Works Department, B O M B A Y No. 1.

No.G.R.31/Mis. Public Works Department,
Belgaum: 6th December 1950.

Subject:- Non-qualified and overage persons:
Appointment of in Government Service.

Reference: Government Letter P.W.D. No. 663/48-E(I), dated the 24th November 1950 addressed to the Superintending Engineer, South Gujarat Circle, and copy endorsed to Superintending Engineers of other Circles.

2. In accordance with Government letter referred to above, the orders issued in Government Circular F.D:s No.7983/33, of 26th September 1950, are not applicable to Government servants from the merged States absorbed in Bombay Government Service, But in para.2(i) (a) of Government letter P.W.D. No. 3261/48-E(II) of 27th November 1950 addressed to the Superintending Engineer, North Gujarat Circle, it is stated that permanent State servants even though they are non-qualified, cannot be discharged merely because they are not qualified or because it is proposed to replace them by qualified hands. It is, therefore, presumed that the concession implied in Government Letter P.W.D. No. 663/48-E(I), of 24th November 1950, addressed to the Superintending Engineer, South Gujarat Circle, applied only to permanent State servants.

7

No. G. 55/10123 of 1950.

P.W.D. Offices, Churchgate Street,
Fort, Bombay (1) 14th November 1950.

To

The Secretary to Government,
Public Works Department, Bombay.

Ref:- Non-qualified and overage persons in Government service.

Reference: Government Circular, Finance Department, No. 7985/33 dated the 26th September 1950.

2. No such persons ~~are~~ as mentioned in the Government Circular, referred to above, are in the services of the Electrical Department.

Id.
Electrical Engineer to Govt.

Copy forwarded, with compliments, to the Officer on Special Duty (Retrenchment), Finance Department, Bombay, for information.

663/48/93957.

P.W.D.

E.E. (I).

Submitted for information.

Record.

Id/-
30/11/50

Id/-
30/11/50

S.A.S.

This may kindly be confirmed.

D.A.- Nil.

Id/-

Superintending Engineer, S.C.

Copy forwarded, with compliments, to the Chief Engineer, Public Works Department, Bombay, for information.

663/48/102325.

E.B. (I). P.W.D.

Submitted with refce. to G.L. No. 663/48-E(I), dated the 24-11-50.

2. The presumptions made by the S.E., S.C.at 'A' in his letter under disposal does not seem to be correct. The orders issued in G.C., F.D., No. 7983/33, dated the 26-9-50, are not applicable to Govt. servants both tempy.and permanent, from the merged states absorbed in the Bombay Govt. service.

3. The F.D. may see these papers d.o. Before issuing orders.

Thro' E.B. (II).

Id/.
27-12-50.

U:C.R. to the F.D. dated 30-12-50.

With copy of G.L. No. 3261/48-E(II)

dated 27-11-50.

Finance Department.
R2.

The position stated in the above P.W.D. note is correct.

Id/-

16.1.51.

U.O.R. to P.W.D. dated 16-1-1951.

G.S. (R).

663/48/5759.

E.B. (I). P.W.D.

Submitted with a draft for approval.

Thro' E.B. (II).

Id/-
19-1-51.

Letter.

No. 663/48-E(I). Public Works Department,
Bombay Castle, (Bombay No.1),
22nd January 1951.

To

The Superintending Engineer, Southern Circle.

Subject:- Appointment of non-qualified and overage persons in Government service.

Reference: Your letter No. G.R.31/Mis., dated the 6th December 1950.

2. The orders issued in Government Circular, Finance Department, No. 7983/33, dated the 26th September 1950, on the above subject, are not applicable to Government servants, both permanent and temporary, form the merged States absorbed in the Bombay Government service.

By order of the Governor of Bombay,

Id. 22.1.51.

(D. N. Doruwala,)

Assistant Secretary to the Government of Bombay,

Public Works Department.

D.A:Nil.

Copy forwarded to -

the Electrical Commissioner with the Government of Bombay,

all other Superintending Engineers of Circles,

the Public Health Engineer to Government,

the Electrical Engineer to Government

the Architect to Government,

the Director, Development Department Shawls,

for information and guidance with reference to Government Endorsement No. 663/48-E(I), dated the 24th November 1950.

Copy also to the Finance Department for information.

Id. 22/1/51.